



RCE 1600

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of an utility or plant application  
filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/104,063
Filing Date	June 24, 1998
First Named Inventor	LEE
Group Art Unit	1646
Examiner Name	J. Ulm
Attorney Docket Number	P0706P2C2D2

#22  
B.9.9  
10/16/02

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SBI/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other **Transmittal Letter; Reply Transmittal [dup.];  
Petition for One Month Extension of Time [dup.]; Return Postcard.**

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## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 07-0630
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Craig G. Svoboda	Registration No. (Attorney/Agent)	39,044
Signature	<i>Craig G. Svoboda</i>	Date	October 4, 2002

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	Tina M. Ingrande	Date	October 4, 2002
Signature	<i>Tina M. Ingrande</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.



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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Legal Application of LEE et al. Serial No.: 09/104,063 Filed: 24 June 1998 For: <i>Nucleic Acids Encoding PF4A Receptor</i>	Group Art Unit: 1646 Examiner: J. Ulm <div style="text-align: right;"> <b>RECEIVED</b>  <b>OCT 15 2002</b>  <b>TECH CENTER 1600/2900</b> </div> <div style="border: 1px solid black; padding: 5px;"> <b>CERTIFICATE OF MAILING</b>          I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: BOX RCE, Commissioner of Patents and Trademarks, Washington, D.C. 20231 on:  <div style="text-align: right;">           October 4, 2002  <i>Tina M. Ingrand</i>            Tina M. Ingrand         </div> </div>
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REPLY TRANSMITTAL

BOX RCE  
 Commissioner of Patents and Trademarks  
 Washington, D.C. 20231

Sir:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated as shown below.

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fees
Total	12	-	20	0	18	\$0.00
Independent	4	-	4	0	84	\$0.00
___ 0 Multiple dependent claim(s), if any					280	\$0.00
<b>Total Fee Calculation</b>						<b>\$0.00</b>

      X      

No additional fee is required.

                    

The Commissioner is hereby authorized to charge Deposit Account No. 07-0630 in the amount of \$0. **A duplicate copy of this transmittal is enclosed.**

      X      

Petition for Extension of Time is enclosed [1 Month].

The Commissioner is hereby authorized to charge any additional fees required under 37 CFR 1.16 and 1.17, or credit overpayment to Deposit Account No. 07-0630. **A duplicate copy of this sheet is enclosed.**

Respectfully submitted,  
 GENENTECH, INC.

By: *Craig G. Svoboda*  
 Craig G. Svoboda  
 Reg. No. 39,044  
 Telephone No. (650) 225-1489

Date: October 4, 2002



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PATENT TRADEMARK OFFICE



Patent Docket No. P0706P2C2D2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  LEE <i>et al.</i>  Serial No.: 09/104,063  Filed: June 24, 1998  For: <i>Nucleic Acids Encoding PF4A Receptor</i>	Group Art Unit: 1646  Examiner: J. Ulm
	<b>CERTIFICATE OF MAILING</b> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: BOX RCE, Commissioner of Patents and Trademarks, Washington, D.C. 20231 on:  October 4, 2002  By: <u>Tina M. Ingrande</u> Tina M. Ingrande

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REPLY

BOX RCE  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir:

This paper accompanies the Request for Continued Examination (RCE), both of which are responsive to the Final Office Action (Paper No. 20) mailed herein on June 10, 2002.

Also enclosed is a petition for One-Month extension of time, thereby extending the term for reply from September 10, 2002 to October 10, 2002.

The Commissioner is authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 07-0630.

REMARKS

Claims 20-23, 25, and 27-33 are now pending for prosecution in this case.